

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ALFRED SANDOVAL,

PLAINTIFF

vs.

D. BARNBURG, et. al.

DEFENDANTS

NO. C 08-0865 JSW (PR)

[PROPOSED] ORDER

FILED

JUN - 2, 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

PLAINTIFF'S MOTION TO STAY AND PARTIAL VACATE OF THIS DISTRICT COURT'S  
MAY 7, 2007 ORDER HAVING BEEN CONSIDERED BY THIS COURT, AND GOOD  
CAUSE APPEARING THEREFORE,

IT IS HEREBY ORDERED THAT THIS COURT'S ORDER TO DEFENDANTS AS TO  
DISPOSITIVE MOTIONS IS VACATED. AND FURTHER ORDER THAT THE DEFENDANTS  
DISMISSED BY THIS COURT BE DISMISSED WITHOUT PREJUDICE. ALLOWING FOR  
PLAINTIFF TO AMEND HIS COMPLAINT AND CORRECT DEFECTS AS TO DEFENDANTS, AND  
ALLOWED TO CONDUCT PROPER DISCOVERY PURSUANT TO RULE 15 (2) AND  
RULE 26 OF THE FEDERAL RULES OF CIVIL PROCEDURE.

DATED: MAY 29 2008

JEFFERY S. WHITE

UNITED STATES DISTRICT JUDGE

PROOF OF SERVICE BY MAIL

(C.C.P. section 101a #2015.5, 20 U.S.C. section 1746)

I, ALFREDO SANCHEZ, am a resident of Pelican Bay State Prison, in the County of Del Norte, State of California. I am over eighteen (18) years of age and am a party to the below entitled action.

My Address is: P.O. Box 7500; Crescent City, CA 95531.

X On the \_\_\_\_\_ day of \_\_\_\_\_, in the year of 20\_\_\_\_, I served the following documents: (set forth the exact title of documents served)

NOTICE FOR STAY OF AND PARTIAL VACATE OF DISTRICT COURT  
ORDER PURSUANT TO RULE 15 (a) OF THE FEDERAL RULES  
OF CIVIL PROCEDURE AND RULE 7-1.2 OF THE LOCAL RULES

on the party(s) listed below by placing a true copy(s) of said document, enclosed in a sealed envelope(s) with postage thereon fully paid, in the United states mail, in a deposit box so provided at Pelican Bay State Prison, Crescent City, CA 95531 and addressed as follows:

OFFICE OF THE CLERK  
NORTHERN DISTRICT OF CALIFORNIA  
450 GOLDEN GATE AVENUE  
SAN FRANCISCO, CA  
94102

I declare under penalty of perjury that the foregoing is true and correct.

X Dated this 29 day of MAY, 2008.

X Signed:

Alfredo Sanchez  
 (Declarant Signature)